GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Municipal Administration & Urban Development Department – Allegations leveled against Sri V. Rama Krishna, the then Junior Clerk, Pithapuram Municipality, as he had not followed the procedure and without confirming the ownership of vacant land on 25.05.2005, processed the file vide ROC.No.2612/05-A1 of RRBHR Government Junior College for levying vacant land tax on RRBHR Government Junior College, Pithapuram - Departmental Proceedings under Rule-20 of the A.P.Civil Services (Classification, Control & Appeal) Rules, 1991 – Article of charges - Issued.

MUNICIPAL ADMINISTRATION AND URBAN DEVELOPMENT (Vig.I.1) DEPARTMENT

G.O.RT.No. 459 **Dated: 15-05-2018**

ORDER:

It is proposed to hold an enquiry against Sri V. Rama Krishna, the then Junior Clerk, Pithapuram Municipality, Pithapuram, East Godavari District in accordance with the procedure laid down in Rule 20 of the A.P. Civil Services (Classification, Control & Appeal) Rules, 1991.

2. The statement of articles of charges and statement of imputations of misconduct and misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed Annexures I&II. A list of witnesses by whom and a list of documents by which, the articles of charges proposed to be sustained are also enclosed in Annexures III & IV.

3. Sri V. Rama Krishna, the then Junior Clerk, Pithapuram Municipality is directed to submit his written statement of his defense within (10) days from the date of receipt of this order.

4. Sri V. Rama Krishna, the then Junior Clerk, Pithapuram Municipality is informed that an inquiry will be held only in respect of those articles of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri V. Rama Krishna, the then Junior Clerk, Pithapuram Municipality is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above further action will be processed based on the material available.

6. Attention of Sri V. Rama Krishna, the then Junior Clerk, Pithapuram Municipality is invited to Rule 24 of the Andhra Pradesh Civil Services (conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings it will be presumed that above said Sri V. Rama Krishna, the then Junior Clerk, Pithapuram Municipality is aware of such a representation and that it has been made at his instance and action will be

(P.T.O)

taken against him for violation of Rule-24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of the G.O., shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

R.KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri V. Rama Krishna, the then Junior Clerk, Pithapuram Municipality
(**through the DMA., A.P., Guntur).**

Copy to:
The Director of Municipal Administration, A.P., Guntur.
The Municipal Commissioner, Pithapuram Municipality,
East Godavari District.
The Director General, Anti Corruption Bureau, A.P., Vijayawada.
The Secretary to APVC, 5th block, AP Secretariat.
SF/SCs.

// FORWARDED :: BY ORDER//

SECTION OFFICER

Annexure — I to G.O.Rt.No.459, M.A. & U.D. (Vig.I) Dept., dated:15.05.2018

STATEMENT OF ARTICLES OF CHARGES FRAMED AGAINST SRI VATTEM RAMAKRISHNA, FORMERLY JR. ASST. MUNICIPAL OFFICE, PITHAPURAM, EAST GODAVARI DISTRICT NOW AT SR. ASST. VUYYURU NAGAR PANCHAYAT, KRISHNA DISTRICT.

That Sri Vattem Ramakrishna, Senior Assistant, Nagar Panchayat, Vuyyuru, Krishna District joined in Government Service on 05.01.1999 as Junior Assistant in Municipal Office, Gudiwada, Krishna District, he worked at Jaggayyapeta, Eluru and Pithapuram and subsequently promoted as Senior Assistant on 13.06.2006 and now he is working at Nagar Panchayat, Vuyyuru, Krishna District (OD at Municipal Corporation, Eluru City, W.G. District) from 02.12.2017. While working as Junior Assistant as A-1 Clerk at Municipal Office, Pithapuram from 24.08.2005 to 09.06.2006, he committed misconduct in as much as.

CHARGE:

He without following procedure and without confirming the ownership of vacant land on 25.05.2005, processed file vide ROC No.2612/05-A1 of RRBH Govt Junior college for levying vacant land tax on RRBHR Govt. Junior college, Pithapuram.

Thus, Sri Vattem Ramakrishna by his above mentioned acts, exhibited lack of devotion to duty and conduct unbecoming of a Government Servant thereby contravened rule 3(1) & (2) of A.P. Civil Services (Conduct) Rules, 1964.

R.KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT

// FORWARDED :: BY ORDER//

SECTION OFFICER

Annexure-II to G.O.Rt.No.459, M.A. & U.D. (Vig.I) Dept., dated:15.05.2018

STATEMENT OF IMPUTATIONS OF MIS-CONDUCT OR MIS-BEHAVIOUR IN SUPOPORT OF THE ARTICLE OF CHARGES FRAMED AGAINST SRI VATTEM RAMAKR1SHNA, FORMERLY JR. ASST. MUNICIPAL OFFICE, P1THAPURAM, EAST GODAVARI DISTRICT NOW AT SR. ASST. , VUYYURU NAGAR PANCHAYAT, KRISHNA DISTRICT.

That Sri Vattem Ramakrishna S/o late Viswanadham is native of Gudiwada, Krishna District. He joined in Government Service on 05.01.1999 as Junior Assistant and he worked at Jaggaiahpet, Eluru and Pithapuram and subsequently promoted as Senior Assistant on 13.06.2006 and now he is working at Nagar Panchayat, Vuyyuru, Krishna District (OD at Municipal Corporation, Eluru City, W.G. District) on 02.12.2017. Previously he worked as Junior Assistant (A-1 Clerk) at Municipal Office, Pithapuram from 24.08.2005 to 09.06.2006. He is drawing basic pay of Rs. 43,330/-. His date of superannuation is 30.06.2027. He is here in after referred to as Government Servant.

The Inspector, ACB, Kakinada, received credible information that the officials of the Municipal Office, Pithapuram committed misappropriation of the disbursement of Old age, widow and disabled pension and vacant land tax, Binami contracts in Private Sanitation work and also levying tax on R.R.B.H.R. Govt. Junior College's Ground and etc.

As such on 18.04.2007 the Inspector, ACB, Kakinada along with mediators and other staff of the ACB, Rajahmundry Range conducted Surprise Check on the Municipal Office, Pithapuram, East Godavari District. The final report was sent to the Government against the following Staff for taking necessary action on the irregularities committed by the some of the staff regarding the above allegations:

1) Sri K. Venkata Rao, AE, FAC Municipal Commissioner,
2) Sri Y. Ravi Kumar, Jr. Asst.,
3) Kadiyam Durga Had Mohan, Senior Asst.,
4) Sri Kadiyala Nukaraju, Jr. Asst., and
5) Peruboina Prabhakara Appa Rao, Bill Collector

The State Government appointed Sri Jitender, IPS, Commissioner of Inquiries, AP, Hyderabad and after enquiry he submitted report vide Inquiry Report, D.O. Letter No.332/COI-J/2011, dt:29.10.2012 of Commissioner of Inquiries, A.P. Secretariat, Hyderabad wherein he mentioned that Sri V. Ramakrishna who worked as Junior Asst/A-1 Clerk in Pithapuram Municipality from 24.08.2005 to 09.06.2006, on 25.5.2005 processed the file vide Doc. No. 2612/05. A-1 of Raja Rao Bahadur Govt. Junior College, Pithapuram without following procedure and without conforming the ownership of the land. Basing on the said enquiry report, the Government of Andhra Pradesh issued orders for initiating Departmental Action against the said Sri V. Rmakrishna (G.S.).

On perusal of the Listed Document i.e., file RoC.No.2612/05-A1 of R.R.B.H Govt Junior college vacant land, Pithapuram specified in annexure III, it is noticed that Sri Pedda Jogarao filed application for levying of vacant

land Tax on 10.05.2005 along with Xerox copies of Registration Documents No.14/1958 of SRO, Pithapuram. The survey No. was not mentioned on the application form and the land was mentioned as open site situated opposite to the house No.11-4-1, Pithapuram. It is further noticed that the extent of land of Junior college is 3.82 Acres, whereas, the document which is referred in the application is of 1.82 Acres. On perusal of the file it is noticed that few unsigned papers related to the calculation of vacant land tax were available in the file and a draft note sheet which was prepared by the G.S. mentioning the status of the matter supposed to have been prepared on 10.11.2005 is available. It is clear from the draft note that the vacant land tax was levied only on the basis of the copy of registered document 1418/1958 and also observed that the survey number was not at all mentioned on the document and the application was not endorsed by the then Sri K. Venkata Rao who was Asst. Engineer and I/C Municipal commissioner of Pithapuram Muncipality and the regular dispatch number was not mentioned on the application. The page No.35 of note file Roc. No.2612/2005-Alm was prepared by the G.S. as A-1 clerk, wherein he recommended for levying Vacant Land Tax to Rajavari College Ground of Pithapuram Municipality which is absolutely wrong and baseless. The draft note was not approved by the Commissioner of Pithapuram, Municipality.

Thus, the G.S. by the above acts exhibited lack of devotion to duty and unbecoming of a Government Servant and thereby contravened rule 3 (1) & (2) of A.P. Civil Service (Conduct) Rules 1964.

The Government Servant thereby rendered himself liable for regular departmental enquiry.

R.KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT

// FORWARDED :: BY ORDER//

SECTION OFFICER

Annexure-III to G.O.Rt.No.459, M.A. & U.D. (Vig.I) Dept., dated:15.05.2018

LIST OF WITNESSES

1. M.Rammohan, Commissioner, Pithapuram Municipality.
2. Sri B.V.Sekhar Rao, Commissioner, Vuyyuru Nagar Panchayat.
3. Sri P.V.S. Mohan Rao, Inspector of Police, ACB, Rajamahendravaram Range.
4. Sri Kadiyam Durga Had Mohan, Senior Assistant, Municipal Office, Machilipatnam, Krishna District.
5. Sri Kovvela Venkata Rao, Asst. Engineer, formerly I/c Municipal Commissioner, formerly Pithapuram Municipality.
6. Include all the witnesses who have been examined by the COI.

R.KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT

// FORWARDED :: BY ORDER//

SECTION OFFICER

Annexure-IV to G.O.Rt.No.459, M.A. & U.D. (Vig.I) Dept., dated:15.05.2018

LIST OF DOCUMENTS

1. Lr.No.10051/VCAB2/2009, dated: 12.12.2017 of the Vigilance Commissioner, AP, Secretariat, Velagapudi, Guntur.
2. File Roc No.2612/2005-A1, dt. 10.11.2005 O/o Municipal Office Pithapuram (original records were already submitted at the time of inquiry).
3. Copy of Inquiry Report D.O. Letter No.332/COI-3/2011, dt. 29.10.2012 of Commissioner of Inquiries, AP Secretariat, Hyderabad.
4. Service particulars of Sri V. Ramakrishna, Sr. Asst. Vuyyuru Nagarpanchayat, OD at Municipal Office, Eluru.
5. Letter Roc. No.8 (101342)/2018-C1, dt: 31.01.2018 (along with copies of Attendance Registers for the month of March 2005) of the Commissioner, Pithapuram Municipality.
6. Documents that have filed before the COI.
7. Inquiry Report of (Com) COI.

R.KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT

// FORWARDED :: BY ORDER//

SECTION OFFICER